IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE KURIAN JOSEPH

WEDNESDAY, THE 8TH AUGUST 2007 / 17TH SRAVANA 1929

OP.No. 2597 of 1999(H)

PETITIONER:

SREE EMOOR BHAGAVATHY DEVASWAM,
REP.BY ITS EXECUTIVE OFFICER, KALLEKULANGARA P.O.,
PALAKKAD 678 009.

BY ADV. SRI.V.CHITAMBARESH
SRI.T.C.SURESH MENON

RESPONDENTS:
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1. **THE STATE OF KERALA, REP.BY THE SECRETARY TO GENERAL EDUCATION DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM**

2. **THE DIRECTOR OF PUBLIC INSTRUCTIONS, THIRUVANANTHAPURAM.**

3. **THE DISTRICT EDUCATIONAL OFFICER, PALAKKAD.**

4. **D.LASITHA, HEMAMBIKA SANSKRIT HIGH SCHOOL, KALLEKULANGARA P.O., PALAKKAD.**

5. **R.SANDHYA KUMARI, HEMAMBIKA SANSKRIT HIGH SCHOOL, KALLEKULANGARA P.O. PALAKKAD.**

6. **T.P.KESAVAN, S/O. PANGU ACHAN, RESIDING AT KALLEKULANGARA,PALAKKAD**

BY GOVERNMENT PLEADER SMT.K.R.DEEPA

THIS ORIGINAL PETITION HAVING BEEN FINALLY HEARD ON 08/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

O.P. NO. 2597/1999

ORDER ON CMP. NO.4404/1999 IN OP. NO.2597/1999

DISMISSED

08.08.2007 **SD/- KURIAN JOSEPH, JUDGE**

APPENDIX

PETITIONER'S EXHIBITS

EXT.P1:- COPY OF THE JUDGMENT IN OP. NO.8317/94 DT. 5.8.94.

EXT.P2:- COPY OF THE ORDER IN CMP. NO.18515/95 IN OP. NO.13005/94 DT. 5.7.95.

EXT.P3:- COPY OF THE 3RD RESPONDENT DT. 24.7.95.

EXT.P4:- COPY OF THE JUDGMENT IN CCC NO.211/94 DT. 1.8.94.

EXT.P5:- COPY OF THE ORDER ISSUED BY THE 1ST RESPONDENT DT. 30.12.98.

/TRUE COPY/

P.A. TO JUDGE

tss

KURIAN JOSEPH, J.

O.P. NO. 2597 OF 1999

Dated this the 8th day of August, 2007.

J U D G M E N T

Challenge is on Exhibit P5 order passed by the Government. The main grievance is that though the petitioner is the affected party, no notice was issued to the petitioner. There is no counter affidavit by the Government.

2. I quash Exhibit P5 without prejudice to the liberty to the first respondent to pass fresh orders with notice to the petitioner and all other affected and interested parties.

This writ petition is disposed of as above.

KURIAN JOSEPH, JUDGE.

smp